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PRIVILEGED COMMUNICATION**

Date: FEBRUARY 13, 2004

To: EXAMINER ELIZABETH KEANEY
U.S. PATENT AND TRADEMARK OFFICE

Fax #: (703) 872-9318

From: FRANK C. NICHOLAS
Fax #: (847) 424-2521

Client/Matter No.: P894 US (2650/8)

of Pages: 7
(including cover sheet)

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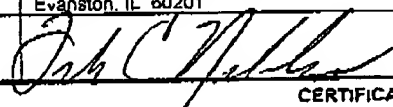
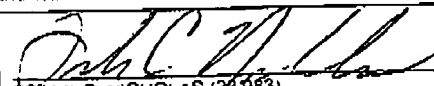
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TRANSMITTAL FORM <small>(to be used for all correspondence after initial filing)</small>	Attorney Docket No	P894 US (2650/8)
	Application Number	09/905,267
	Filing Date	JULY 13, 2001
	First Named Inventor	VICTOR I. CHORNENKY
	Group Art Unit	2882
	Examiner	KEANEY, ELIZABETH

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Response to Office Action Dated November 21, 2003 <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/Declaration(s) <input type="checkbox"/> Status Letter <input type="checkbox"/> Extension of Time Request (duplic) <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement, PTO-1449, an <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawings: <input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition <input type="checkbox"/> To Convert a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Small Entity Statement <input type="checkbox"/> Request of Refund	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Post Card Receipt <input type="checkbox"/> Additional Enclosure(s) (please identify below) <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>
<input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. 01-2525 (MEDTRONIC VASCULAR, INC). A duplicate copy of this sheet is enclosed.		
<input checked="" type="checkbox"/> I hereby petition under 37 CFR § 1.136(a) for any extension of time required to ensure that this paper is timely filed. Please charge any associated fees which have not otherwise been paid to Deposit Account No. 01-2525. A duplicate copy of this sheet is enclosed.		

CALCULATION OF FEE

					Small Entity		Large Entity	
	Claims After Amendment		Highest No Previously Paid For	Present Extra	Rate	Add'l Fee	Rate	Add'l Fee
Total		Minus		0	x \$9=	0	x \$18=	
Indep		Minus		0	x \$43=	0	x \$86=	\$
First Presentation of Multiple Dep. Claim					+ \$145=	—	+ \$290=	
					total add'l fee	\$ 0	total add'l fee	\$

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm or individual name	FRANK C NICHOLAS Registration No. 33,983 CARDINAL LAW GROUP 1603 Orrington Avenue, Suite 2000 Evanston, IL 60201		
Signature		Date	February 13, 2004
CERTIFICATE OF FACSIMILE			
I hereby certify that this correspondence is being transmitted by facsimile to (703) 872-9318 to the U.S. Patent and Trademark Office on this date.			February 13, 2004
Signature		Date	February 13, 2004
FRANK C. NICHOLAS (33,983)			

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<p style="text-align: center;">TRANSMITTAL FORM</p> <p><i>(to be used for all correspondence after initial filing)</i></p>	Attorney Docket No	P894 US (2650/8)
	Application Number	09/505,367
	Filing Date	JULY 13, 2001
	First Named Inventor	VICTOR I CHORNENKY
	Group Art Unit	2882
	Examiner	KEANEY, ELIZABETH

ENCLOSURES (check all that apply)			
<input checked="" type="checkbox"/> Response to Office Action Dated November 21, 2003 <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Status Letter <input type="checkbox"/> Extension of Time Request (duplic) <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement, PTO-1449, and <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawings. <input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition <input type="checkbox"/> To Convert a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Small Entity Statement <input type="checkbox"/> Request of Refund	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Post Card Receipt <input type="checkbox"/> Additional Enclosure(s) (please identify below)	
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CALCULATION OF FEE

				Small Entry		Large Entry	
	Claims After Amendment		Highest No Previously Paid For	Present Entry		Rate	Add'l Fee
Total		Minus		0		x \$92	0
Incep		Minus		0		x \$430	0
First Presentation of Multiple Dep. Claim						+ \$145	---
						total add'l fee	\$ 0

		Small Entry		Large Entry	
Rate	Add'l Fee	Rate	Add'l Fee		
x \$182		x \$182			
x \$85	\$	x \$85	\$		
+ \$290		+ \$290			
total add'l fee	\$ 0	total add'l fee	\$		

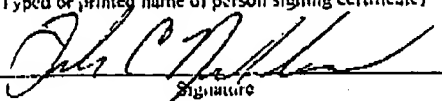
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or individual name	FRANK C. NICHOLAS Registration No. 33,983 CARDINAL LAW GROUP 1603 Orrington Avenue, Suite 2000 Evanston, IL 60201
Signature	 Date February 13, 2004
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FRANK C. NICHOLAS (33,983)	

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PATENT
Case No.: P894 US
(2650/8)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:)	
)	
VICTOR I. CHORNENKY)	Examiner: E. M. Keaney
)	
Serial No.: 09/905,267)	Group Art Unit: 2882
)	
Filed: JULY 13, 2001)	
)	
Title: X-RAY EMITTING SYSTEM AND METHOD)	

RESPONSE TO OFFICE ACTION DATED NOVEMBER 21, 2003

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22202-1450

To Whom it May Concern:

In response to a Fourth Office Action dated November 21, 2003, please consider
the following remarks: